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#8  
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8-29-03

PTO/SB/22 (10-00)  
Approved for use through 10/31/2002 OMB 0651-0031  
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE  
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<b>PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)</b>		Docket Number (Optional) <b>083712-0290459</b>
In re Application of <b>PARTHA NEOGI ET AL</b>		
Application Number <b>10/075,442</b>	Filed <b>February 15, 2002</b>	
For <b>NOVEL COMPOUNDS TO TREAT DIABETES AND ASSOCIATED CONDITIONS</b>		
Group Art Unit <b>1625</b>	Examiner <b>Hector Reyes</b>	

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.

The requested extension and appropriate non-small-entity fee are as follows (check time period desired):

<input type="checkbox"/> One month (37 CFR 1.17(a)(1))	\$ _____
<input checked="" type="checkbox"/> Two months (37 CFR 1.17(a)(2))	\$ <b>410.00</b>
<input type="checkbox"/> Three months (37 CFR 1.17(a)(3))	\$ _____
<input type="checkbox"/> Four months (37 CFR 1.17(a)(4))	\$ _____
<input type="checkbox"/> Five months (37 CFR 1.17(a)(5))	\$ _____

☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount shown above is reduced by one-half, and the resulting fee is: \$ **205.00**

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card Form PTO-2038 is attached

☐ The Commissioner has already been authorized to charge fees in this application to a Deposit Account.

☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number **03-3975**

I have enclosed a duplicate copy of this sheet

I am the ☐ applicant/inventor

☐ assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

☐ attorney or agent of record.

☒ attorney or agent under 37 CFR 1.34(a).  
Registration number if acting under 37 CFR 1.34(a) \_\_\_\_\_

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Date \_\_\_\_\_

Signature \_\_\_\_\_  
**Christopher M. Beck**  
Reg. No. **52,603**  
Typed or printed name

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of **1** forms are submitted

Burden Hour Statement: This form is estimated to take 0.1 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Adjustment date: 12/02/2003 EEKUBAY1  
08/29/2003 YCHADWIC 00000003 033975 10075442  
01 FC:1252 410.00 CR

12/02/2003 EEKUBAY1 00000003 033975 10075442  
01 FC:2252 205.00 DA

08/26/03 TUE 19:44 [TX/RX NO 5034] @003

Def & Ref R. 307

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OFFICE

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

NOV 26 03

Confirmation No. 1127

PATENT MAINTENANCE  
DIVISION

Application Number : 10/075,442  
Applicant : Partha Neogi et al.  
Filed : February 15, 2002  
Tech Cntr/AU : 1625  
Examiner : Hector M. Reyes  
Entitled : Novel Compounds to Treat Diabetes and  
Associated Conditions  
Attorney Reference : 083712-0290459  
Customer Number : 00909

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

OFFICE OF PATENT  
REFUND DIVISION  
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OFFICE

**REQUEST FOR REFUND**

Sir:

Applicants filed an Amendment in response to the outstanding Official Action on August 26, 2003 in the above-identified application for patent. Applicants erroneously authorized payment of extension of time fees totaling \$410.00 on a large entity basis. Applicants established small business entity status on February 15, 2002 with the filed application.

Pursuant to 37 C.F.R. §1.26, Applicants respectfully request a refund of the difference in the extension of time fee between large and small entities, specifically \$200.00, authorized for payment with the Amendment filed on August 26, 2003. For reference, Applicants attach hereto a copy of the August 2003 Deposit Account statement for Deposit Account 03-3975 which verifies that the U.S. Patent & Trademark Office posted payment of \$410.00 on August 29, 2003 under Posting Reference Text P 0290459 for Fee Code 1252 as authorized in the August 26, 2003 Petition for Extension of Time (PTO/SB/22 - copy also enclosed).

Applicants reiterate that they still qualify as a small business entity, and that small business entity status is still claimed pursuant to 37 C.F.R. §1.27(a) and (b).

Applicants respectfully request that a refund in the amount of \$200.00 be credited to Deposit Account No. 03-3975 under Reference Text 10075442.

*Request for Refund*  
U.S. Serial No. 10/075,442  
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DIVISION

If there are any questions with respect to this request, please contact the undersigned attorney of record at the telephone number below.

Respectfully submitted,

PILLSBURY WINTHROP LLP

By: 

Paul L. Sharer  
Registration No. 36,004  
Direct No. (703) 905-2180

1600 Tysons Boulevard  
McLean, VA 22101  
(703) 905-2000 Telephone  
(703) 905-2500 Facsimile

Date: November 24, 2003

Attachment: Copy of August 2003 Deposit Account Statement  
Copy of August 26, 2003 Petition for Extension of Time



United States  
Patent and  
Trademark Office

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### Deposit Account Statement

Requested Statement Month: August 2003  
 Deposit Account Number: 033975  
 Name: PILLSBURY WINTHROP LLP  
 Attention:  
 Address: 1600 TYSONS BOULEVARD  
 City: MCLEAN  
 State: VA  
 Zip: 22102

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
08/01	1	10108987	P 291124	1806	\$180.00	\$105,735.00
08/01	1	09763916	PM 277889	1806	\$180.00	\$105,555.00
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08/01	45	60491286	071469-0303912	1005	\$160.00	\$105,295.00
08/01	46	60491287	082086-0303624	1005	\$160.00	\$105,135.00
08/01	87	09505279	265476	1814	\$110.00	\$105,025.00
08/01	134	09750176	PM 275419 UQ	1501	\$1,300.00	\$103,725.00
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08/01	136	09606476	CU-2252 RLS	1501	\$1,300.00	\$102,125.00
08/01	137	09606476	CU-2252 RLS	8001	\$15.00	\$102,110.00
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08/01	138	29161591	P278420/RP00	1806	\$180.00	\$100,630.00
08/01	139	09381825	02849.0112	8001	\$9.00	\$100,621.00
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08/01	141	09635682	272705	8001	\$9.00	\$99,312.00
08/01	152	29180818	P 303066/SFS-192DES	8021	\$40.00	\$99,272.00
08/01	153	10396134	P 0302378	8021	\$40.00	\$99,232.00
08/01	190	10060328	P 283015	8021	\$440.00	\$98,792.00
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08/04	16	09657517	P 273854	1501	\$1,300.00	\$95,468.00
08/04	17	09657517	P 273854	8001	\$15.00	\$95,453.00

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08/28 7	09321868	PM-260545	NOV 26 03	8021	\$1,480.00	\$133,837.00
08/28 13	09943088	282855	PATENT MAINTENANCE	8021	\$750.00	\$133,087.00
08/28 14	747990	30268/200586	DIVISION	8521	\$40.00	\$133,047.00
08/28 19	29182223	11988		1051	\$130.00	\$132,917.00
08/28 23	10463854	071469-0304322		1001	\$750.00	\$132,167.00
08/28 24	10463854	071469-0304322		1202	\$342.00	\$131,825.00
08/28 25	10463854	071469-0304322		1051	\$130.00	\$131,695.00
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08/28 145	09551323	PM243199		1801	\$750.00	\$130,581.00
08/28 146	09551323	PM243199		1460	\$130.00	\$130,451.00
08/28 147	10351591	P 0301511		8021	\$40.00	\$130,411.00
08/28 153	29182040	P 303672/55DES		8021	\$40.00	\$130,371.00
08/28 154	29181740	P 303675/57DES		8021	\$40.00	\$130,331.00
08/28 155	29181736	P 303666/53DES		8021	\$40.00	\$130,291.00
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08/28 347	09917886	P 282740		1501	\$1,300.00	\$128,671.00
08/28 348	09917886	P 282740		1504	\$300.00	\$128,371.00
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08/28 402	10209926	P 291607		1501	\$1,300.00	\$125,447.00
08/28 403	10209926	P 291607		1504	\$300.00	\$125,147.00
08/28 404	10209926	P 291607		8001	\$9.00	\$125,138.00
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08/29 2	09510236			1201	\$84.00	\$124,719.00
08/29 3	10075442	P 0290459		1252	\$410.00	\$124,309.00
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08/29 25	10649608	081468-0305337		1001	\$750.00	\$123,519.00
08/29 26	10649608	081468-0305337		1202	\$108.00	\$123,411.00
08/29 32	60414425	PC8001A		1807	\$50.00	\$123,361.00
08/29 33	10647744	P 0305496/50G35569-USA-AT		8021	\$40.00	\$123,321.00
08/29 34	10102423	290763		1251	\$110.00	\$123,211.00
08/29 35	10012571	P290444		1251	\$110.00	\$123,101.00
08/29 37	10647530	P 303948/HT-3015REG		8021	\$40.00	\$123,061.00
08/29 38	10647467	P 0305494/50G35369-USA-AT		8021	\$40.00	\$123,021.00
08/29 38	10368448	P 302007		1201	\$168.00	\$122,853.00
08/29 39	10368448	P 302007		1202	\$54.00	\$122,799.00
08/29 42	10646782	P 305699/SPO-2549		8021	\$40.00	\$122,759.00
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08/29 108	60498133	049177/0305732		2005	\$80.00	\$121,929.00
08/29 128	10424978	P 303416/P-0327.010-US		8021	\$40.00	\$121,889.00
08/29 129	6412487			1811	\$100.00	\$121,789.00